

1/16/07

L-18-07 ds

ORDINANCE NO. 17-07

BY: **LARRY NAPOLI**
(By Request - City Engineer)

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF DAVID AVENUE, GREEN VALLEY DRIVE, HOWARD STREET, ORCHARDVIEW ROAD, ROBERT STREET, AND HILLCREST LANE IN THE CITY OF PARMA, OHIO, BY PROVIDING THE INSTALLATION OF SANITARY SEWERS, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. It is determined to proceed with the improvement of David Avenue, Green Valley Drive, Howard Street, Orchardview Road, Robert Street, and Hillcrest Lane in the City of Parma by constructing certain sanitary sewers, together with all appurtenances necessary and proper therefore, in accordance with Resolution No. 185-06, adopted by this Council on June 5, 2006, (the AResolution@), and with the plans, specifications and estimate of cost approved and now on file in the office of the Clerk of Council, as amended.

Section 2. Council finds and determines that no claims for damages resulting from the improvement have been filed.

Section 3. The estimated assessments previously prepared and filed in the office of the Clerk of Council pursuant to Resolution No. 185-06 are adopted.

Section 4. No objections were received by those property owners being assessed, and thus, no Equalization Board is necessary.

Section 5. The portion of the cost of the improvement to be assessed against benefited property shall be assessed in the amount, manner and number of installments provided in Resolution 185-06.

Section 6. The Clerk of Council shall deliver a certified copy of this Ordinance to the County Auditor within fifteen (15) days after its passage.

Section 7. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

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Ord. determining to proceed with the improvement of David Avenue, Green Valley Drive, Howard Street, Orchardview Road, Robert Street, and Hillcrest Lane in the City of Parma, Ohio, by providing the installation of sanitary sewers, and declaring an emergency

Section 8. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary to be in compliance with schedule from Ohio EPA to eliminate septic tanks in the West Creek Watershed, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____

CLERK OF COUNCIL

APPROVED: _____

FILED WITH

THE MAYOR: _____

MAYOR, CITY OF PARMA, OHIO